



June 16, 2000
JPN-00-021
IPN-00-047

U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
ATTN: Document Control Desk

Subject: James A. FitzPatrick Nuclear Power Plant
Docket No. 50-333
Indian Point 3 Nuclear Power Plant
Docket No. 50-286
**Response to NRC Request for Additional Information
Regarding License Transfer Application
(TAC Nos. MA8948 and MA8949) - Questions 1, 2 and 3**

- References:
1. NRC letter, G. F. Wunder (NRC) to M. Kansler and J. Knubel dated June 14, 2000 regarding "Request for Additional Information Regarding License Transfer Application - James A. FitzPatrick Nuclear Power Plant and Indian Point 3 Nuclear Generating Unit No. 3 (TAC Nos. MA8948 and MA8949)."
 2. NYPA/ENO letter, W. A. Josiger/M. Kansler to USNRC (JPN-00-0-018/IPN-00-044) dated June 13, 2000 regarding "Response to NRC Request for Additional Information Regarding License Transfer Application (TAC Nos. MA8948 and MA8949 - Question 4."


Dear Sir:

Attached is a reply to question three of the NRC staff's June 14, 2000 request for additional information (Reference 1). Responses to questions one and two, and some additional information for question 3, are being provided by Entergy Nuclear Operations, Inc. in a separate letter. A response to question number 4 was submitted with Reference 2.

A001

Attachment 2 summarizes the commitment made by the Authority in this letter. If you have any questions, please contact Ms. Charlene Faison (914) 681-6306.

Very truly yours,



William A. Josiger
Vice President
Special Activities

cc: Next page.

cc:

Regional Administrator
U.S. Nuclear Regulatory Commission
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Attachments:

1. Response to NRC Request for Additional Information Regarding License Transfer Information - Questions 1 2, and 3.
2. Summary of Commitments

Power Authority of the State of New York Power Authority

For the Power Authority of the State of New York:


William A. Josiger

6/16/2000
Date

State of New York
County of Westchester)

Then personally appeared before me, William A. Josiger, who being duly sworn, did state that he is Vice President, Special Activities of the Power Authority of the State of New York, and that he is duly authorized to execute and file the submittal contained herein in the name and on behalf of the Power Authority of the State of New York and that the statements attributable to the Power Authority of the State of New York are true to the best of his knowledge and belief.

My commission expires:

6/16/00
Date


NOTARY PUBLIC



MICHELE M. BRUNO
Notary Public, State of New York
No. 01BR6032141
Qualified in Westchester County
Commission Expires October 18, 2001

Attachment 1 to JPN-00-021/IPN-00-047

Response to NRC Request for Additional Information
Regarding License Transfer Information - Questions 1,2 and 3

Question 1

On page 6 of the application you make reference to a letter of credit (LOC) "supported by Entergy Corporation" to provide capital to purchase FitzPatrick; however, there is no exhibit containing this LOC (as opposed to the LOC from Entergy Global Investments for \$20 million to provide working capital). Please provide a copy of this LOC.

Response to Question 1

The response to this question will be provided by Entergy Nuclear Operations, Inc. in a separate transmittal.

Question 2

On page 8 of the application you make reference to a \$50 million line of credit guarantee from Entergy International for other safety expenses. Please provide documentation of this line of credit. Please also provide clarification as to which plants this line of credit applies (i.e., FitzPatrick and IP3, not Pilgrim).

Response to Question 2

The response to this question will be provided by Entergy Nuclear Operations, Inc. in a separate transmittal.

Question 3

On page 14 of the application the stated decommissioning costs derived from 50.75(c) for FitzPatrick don't agree with the status report you submitted in March 1999. Please provide more detail on the decommissioning cost and funding figures that you have presented, including a current calculation based on the NRC formulas.

Response to Question 3

The minimum decommissioning fund estimate pursuant to 10 CFR 50.75 which was included as Attachment 1 in NYPA's letter to the NRC (IPN-99-032/JPN-99-009), "Status of Decommissioning Funding for Indian Point 3 and James A. FitzPatrick Nuclear Power Plants," dated March 26, 1999 was calculated in the following manner:

The NRC formula for the calculation as presented in 10 CFR 50.75 was used. At the time of the calculation, the Bureau of Labor Statistics data for the year end 1998 were not available for the labor and energy components of the formula; therefore, year end 1997 data were used with an assumed escalation rate of 5%. The waste burial component for year-end 1998 was based on NUREG-1307, Rev.8 and used the third party waste vendor factor.

Attachment 1 to JPN-00-021/IPN-00-047

Response to NRC Request for Additional Information
Regarding License Transfer Information - Questions 1,2 and 3

See Entergy letter number ENO-00-03 to USNRC dated June 16, 2000 for additional information regarding question number 3.

Attachment 2 to IPN-00-047/JPN-00-021

Response to NRC Request for Additional Information
Regarding License Transfer Information - Questions 1,2 and 3

Summary of Commitments

Identification	Description	Due Date
JPN-00-021-001 IPN-00-047-001	Ensure that Entergy submits to the USNRC a copy of the letter of credit supported by Entergy Corporation to provide capital to purchase FitzPatrick.	Within 14 days of it's availability.